

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Peter Stouffer, et al.

Serial No.: 09/907,744

Group Art Unit: 3661

Filed: July 19, 2001

Examiner: Not yet assigned

Title: PROGRAMMABLE ELECTRONIC DEVICE

**AMENDMENT, PETITION AND FEE TO DELETE ERRONEOUSLY NAMED
INVENTOR IN AN APPLICATION UNDER 37 C.F.R. § 1.48(a)**

Assistant Commissioner for Patents
Box DAC
Washington D.C. 20231

Sir:

This amendment and petition is to correct the erroneous original naming of the inventors in the Declaration and Non-Provisional Application under 37 C.F.R. §1.48(a) as set forth and filed on July 19, 2001.

1. Applicant hereby petitions to delete Mark LaPointe as a named Inventor in this Non-Provisional Application.
2. It has been found that this Non-Provisional Application, as filed, through error and without deceptive intent, improperly set forth the inventorship of Mark LaPointe, as affirmed by Mark LaPointe in the electronic correspondence attached hereto and made a part hereof.
3. Applicant hereby petitions that this application be corrected in accordance with 37 C.F.R. §148(a) by deleting Mark LaPointe as a named Inventor in this Application.

Docket No. 111483.1060

PATENT

Should you have any questions or require any additional information, I encourage you to contact me at the address and/or phone number listed below.

Respectfully submitted,

PEPPER HAMILTON LLP



James M. Singer
Registration No. 45,111

Date: February 28, 2002
Pepper Hamilton LLP
One Mellon Center
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Pittsburgh, PA 15219
Tel.: (412) 454-5023
Facsimile: (412) 281-0717

-----Original Message-----

From: MARK LAPOINTE [mailto:yesmarklapointe@hotmail.com]
Sent: Monday, February 25, 2002 9:22 PM
To: SINGERJ@pepperlaw.com
Cc: yesmarklapointe@hotmail.com
Subject: Re: Code Alarm Documents

Dear Mr. Singer:

After much consideration of what we discussed in multiple phone conversations and by e-mail, I have this to state:

I consider that I am not an inventor of the device described in this Code Alarm patent application.

Here is my reasoning:

Though I was present on the design team from the start of the project, I consider that what I worked on evolved, that is, became something other than what it was. This may not be true in respect to the contributions of any of the other engineers involved, but I consider it to be true for my contribution.

I was involved in discussions, design meetings and specification reviews, and intimately involved in the board level lay out of the first two prototypes. But I left early on, perhaps 1/4 to 1/3 of the way to completion of the product. The specifications were still in flux by the time I left, features were still being added and deleted, and all of my layout work was redone by others.

My particular contributions, while important at the time for the developing product, were reviewed, revised, and replaced. Thus, I do not consider it fair for me to claim to be an inventor, nor to take Code Alarm's money to settle such a claim.

If in the future there is a legal dispute by some other party and my testimony, written or otherwise, would be advantageous, then we can discuss compensation for my time, effort, travel, etc.

I hope this statement is enough for your needs. If I'm going to invest any more time right now to settle the matter, I will be looking for compensation.

Thank you.
Mark LaPointe